

**SUPREME COURT MINUTES  
THURSDAY, APRIL 8, 2004  
SAN FRANCISCO, CALIFORNIA**

**S103324**D037111 Fourth Appellate District,  
Division One

PEOPLE v. LAINO

Opinion filed: Judgment affirmed in full

Majority Opinion By Moreno, J.,  
---- joined by George, C.J., Kennard, Baxter,  
Werdegar, Chin and Brown, JJ.

**S122569**A105216 First Appellate District,  
Division Four

SIGNET BANK/VIRGINIA v. S.C. (YU)

Time extended to grant or deny review

May 7, 2004

**S122842**B159884 Second Appellate District,  
Division Seven

KUNKLER (EDGAR) ON H.C.

Time extended to grant or deny review

to May 24, 2004

**S114888**

F038004 Fifth Appellate District

PARNELL v. ADVENTIST HEALTH SYSTEM/WEST

Extension of time granted

to May 18, 2004 for respondents to file the  
consolidated answer to amicus curiae briefs. No  
further extensions of time will be granted.

**S116432**

HILL (WAYNE C.) ON H.C.

Extension of time granted

to May 5, 2004 for the Attorney General to file  
respondent's informal response.

**S119897**B149092 Second Appellate District,  
Division ThreeCOALITION OF CONCERNED COMMUNITIES v.  
CITY OF LOS ANGELES (CATELLUS)

Extensions of time granted (2)

- (1) to real party in interest to serve and file the  
answer brief on the merits to May 3, 2004
- (2) to respondent to serve and file the answer brief  
on the merits to May 3, 2004.

**S121159**

C041818 Third Appellate District

PEOPLE v. RABADUEX

Extension of time granted

to May 3, 2004 for appellant to file the opening brief on the merits.

**S123754**

BELL v. S.C. (KINGS COUNTY)

The above entitled matter is transferred to the Court of Appeal, Fifth Appellate District.

**S123816**

FAIRFAX v. S.C. (PEOPLE)

Transferred to CA 4/3

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition shall be denied.

**S121984**

KANE ON DISCIPLINE

Recommended discipline imposed

It is ordered that **DOUGLAS BRIAN KANE**, **State Bar No. 92752**, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for one year as recommended by the Hearing Department of the State Bar Court in its decision filed on November 13, 2003; and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California; and until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. **Douglas Brian Kane** is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for termination of

his actual suspension. It is further ordered that **Douglas Brian Kane** comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.  
\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S121986**

MAVREDAKIS ON DISCIPLINE  
Recommended discipline imposed

It is ordered that **JOHN JACK MAVREDAKIS, State Bar No. 66738**, be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed November 24, 2003. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

S121988

BIERMAN ON DISCIPLINE

Recommended discipline imposed

It is ordered that **DONALD LIONEL BIERMAN, JR., State Bar No. 157130**, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for 60 days and until he provides to the State Bar Office of Probation satisfactory proof of either a judicial determination that he owes no money to Ndap Gueye in connection with a specified bankruptcy matter or payment of restitution to Ndap Gueye (or the Client Security Fund, if appropriate) in the amount of \$800 plus 10% interest per annum from October 20, 2001, as recommended by the Hearing Department of the State Bar Court in its decision filed on November 24, 2003; and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California. Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If respondent is actually suspended for two years or more, he must remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of respondent's actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) If respondent is actually suspended for 90 days or more, it is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 days, respectively, after the date this

order is effective.\* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S121989**

**BILLINGS ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **NANCY JANE BILLINGS, State Bar No. 182479**, be suspended from the practice of law for two years and until she complies with the requirements of standard 1.4(c)(ii), as set forth more fully below, that execution of the suspension be stayed, and that she be placed on probation for three years on condition that she be actually suspended for 18 months and until she provides proof to the satisfaction of the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. **Nancy Jane Billings** is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 1, 2003, as modified by its order filed December 9, 2003. It is also ordered that **Nancy Jane Billings** take and pass the Multistate Professional Responsibility Examination during the period of her actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) **Nancy Jane Billings** is further ordered to comply with rule 955 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar and one-third of said costs must be added to and become part of the membership fees for the years 2005, 2006 and 2007. (Bus. & Prof. Code section 6086.10.)

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

S121992

WEBER ON DISCIPLINE

Recommended discipline imposed: disbarred

It is hereby ordered that **MARK L. WEBER, State Bar No. 207644**, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. **Mark L. Weber** is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

S122089

MCGUIRE ON DISCIPLINE

Recommended discipline imposed

It is ordered that **TERRENCE MCGUIRE, State Bar No. 90675**, be suspended from the practice of law for six months, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on December 5, 2003. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

S122091

FOWLER ON DISCIPLINE

Recommended discipline imposed

It is ordered that **H. GREIG FOWLER, State Bar No. 37462**, be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to

standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct., that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including six months actual suspension, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on November 5, 2003. It is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S122093**

**HOHNS ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **CHRISTOPHER C. HOHNS, State Bar No. 118886**, be suspended from the practice of law for one year and until he makes restitution to David Butler (or the Client Security Fund, if appropriate) in the amount of \$198 plus 10% interest per annum from April 8, 1999, and furnishes satisfactory proof thereof to the Probation Unit of the State Bar, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including 90 days actual suspension and until he makes restitution to David Butler (or the Client Security Fund, if appropriate) in the amount of \$198 plus 10% interest per annum from April 8, 1999, and furnishes satisfactory proof thereof to the Probation Unit of the State Bar, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on November 25, 2003. It is also ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective

date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7 \*(See Bus. & Prof. Code, § 6126, subd. (c).)

S122094

CIONNI ON DISCIPLINE  
Recommended discipline imposed

It is ordered that **ANITA MARIE CIONNI, State Bar No. 147723**, be suspended from the practice of law for two years and until he provides proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and present learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that she be actually suspended from the practice of law for 90 days and until the State Bar Court grants a motion to terminate her actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California as recommended by the Hearing Department of the State Bar Court in its decision filed on November 18, 2003. Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating her actual suspension. If respondent is actually suspended for two years or more, she must remain actually suspended until she provides proof to the satisfaction of the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered



that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of her actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that respondent comply with rule 955 of the California Rules of Court, and that she perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7. \*(See Bus. & Prof. Code, § 6126, subd. (c).)

**Bar Misc. 4186**

IN THE MATTER OF THE APPLICATION OF THE  
COMMITTEE OF BAR EXAMINERS OF THE  
STATE BAR OF CALIFORNIA FOR ADMISSION  
OF ATTORNEYS

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:  
(LIST OF NAMES ATTACHED TO ORIGINAL ORDER.)

122607-04

THE HONORABLE VAINO H. SPENCER,  
Presiding Justice of the Court of Appeal, Second Appellate District, Division One, is hereby assigned to assist the Supreme Court of California as a justice thereof, on April 5, 2004, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.